

ORDINANCE NO. 94-1

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING ORDINANCE NO 93-8, ENTITLED "AFFORDABLE HOUSING ORDINANCE; PROVIDING FOR A CORRECTED DEFINITION OF LOW-INCOME PERSON; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Palm Beach County enacted Ordinance No. 93-8, the "Affordable Housing Ordinance" on May 18, 1993; and

WHEREAS, an error exists in the definition of "low-income person" in Ordinance No. 93-8; and

WHEREAS, the State of Florida has determined that it is necessary for the County to correct this error in order for the County to receive its share of the local housing distribution under the State Housing Initiative Partnership Program (SHIP).

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

Section 1. Corrected Definition

Section IV (X) of Ordinance No. 93-8, is amended to read as follows:

X. "Low - Income Person" means one or more natural persons or a family, the total annual adjusted gross household income of which is less than eighty (80%) percent but not more than fifty (50%) percent of the median annual adjusted gross income for households within the County.

Section 2. Inclusion in the Code of Laws and Ordinances

The provision of this ordinance shall become and be made a part of the Code of Laws and Ordinances of Palm Beach County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such, and the word "ordinance" may be changed to "section", "article", or any other appropriate word.

Section 3. Repeal of Laws in Conflict

All local laws and ordinances in conflict with any provisions of this ordinance are hereby repealed.

Section 4. Severability

If any section, paragraph, sentence, clause, phrase, or word of this ordinance is for any reason held by the court to be

1 unconstitutional, inoperative or void, such holding shall not
2 affect the remainder of this ordinance.

3 Section 5. Effective Date

4 The provisions of this ordinance shall become effective upon
5 receipt of acknowledgement by the Secretary of State.

6 APPROVED and ADOPTED by the Board of County Commissioners of
7 Palm Beach County, Florida, on the 18 day of January,
8 1994.

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10 DOROTHY H. WILKEN, CLERK
11 Board of County Commissioners

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

12 *Linda C. Hickman*
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14 By: *Mary McLean*
15 Chair

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19 APPROVED AS TO FORM AND
20 LEGAL SUFFICIENCY

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23 By: *Tammie R. Hill*
24 County Attorney

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26 Acknowledgement by the Department of State of the State of
27 Florida, on this the 27th day of January,
28 1994.

29 Effective Date: Acknowledgement from the Department of State
30 received on the 31st day of January, 1994, at
31 1:36 P.M. and filed in the Office of the Clerk of the Board of
32 County Commissioners of Palm Beach County, Florida.

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STATE OF FLORIDA, COUNTY OF PALM BEACH
I, DOROTHY H. WILKEN, ex-officio Clerk of the
Board of County Commissioners certify this to be a
true and correct copy of the original filed in my office
on 1/18/94
DATED at West Palm Beach, FL on 2/3/94
DOROTHY H. WILKEN, Clerk
By: *Paul Singer* D.C.
Deputy Clerk